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84TH CONGRESS
2D SESSION

H. R. 11652

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 1956

Mr. CELLER introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Act of December 2, 1942, and the Act of August 16, 1941, relating to injury, disability, and death resulting from war-risk hazards and from employment, suffered by employees of contractors of the United States, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—AMENDMENTS TO THE WAR HAZARDS

COMPENSATION ACT

SEC. 101. (a) Clause (2) of section 101 (a) of the Act of December 2, 1942 (ch. 668, 56 Stat. 1028), as amended, is amended to read as follows:

“(2) to any person engaged by the United States

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1 under a contract for his personal services outside the
2 continental United States or in Alaska or the Canal
3 Zone; or”.

4 (b) Clause (3) of section 101 (a) of that Act is
5 amended to read as follows:

6 “(3) to any person employed outside the conti-
7 nental United States or in Alaska or the Canal Zone
8 as a civilian employee paid from nonappropriated funds
9 administered by the Army and Air Force Exchange
10 Service, Army and Air Force Motion Picture Service,
11 Navy Ship’s Store Ashore, Navy Exchanges, Marine
12 Corps Exchanges, officers’ and noncommissioned officers’
13 open messes, enlisted men’s clubs, service clubs, special
14 service activities, or any other instrumentality of the
15 United States under the jurisdiction of the Department
16 of Defense and conducted for the mental, physical, and
17 morale improvement of personnel of the Department of
18 Defense and their dependents; or”.

19 (c) Section 101 (a) of that Act is amended by adding
20 the following new clause:

21 “(4) to any person employed outside the conti-
22 nental United States or in Alaska or the Canal Zone
23 by the American National Red Cross;”.

24 SEC. 102. Section 102 (a) of the Act of December 2,
25 1942 (ch. 668, 56 Stat. 1031), as amended, is amended

1 by striking the last proviso. This amendment shall not affect
2 benefits adjudicated thereunder prior to the enactment of
3 this Act.

4 SEC. 103. (a) Section 201 (b) of the Act of December
5 2, 1942 (ch. 668, 56 Stat. 1033), as amended, is amended
6 by changing that part of the section which precedes the
7 numbered clauses to read as follows:

8 “(b) The term ‘war-risk hazard’ means any hazard
9 arising during a war in which the United States is engaged;
10 during an armed conflict in which the United States is en-
11 gaged, whether or not war has been declared; or during a
12 war or armed conflict between military forces of any origin,
13 occurring within any country in which a person covered by
14 this Act is serving; from—”.

15 (b) Clause (3) of section 201 (b) of that Act is
16 amended to read as follows:

17 “(3) the discharge or explosion of munitions in-
18 tended for use in connection with a war or armed conflict
19 with an enemy as defined herein (except with respect to
20 employees of a manufacturer, processor, or transporter of
21 munitions during the manufacture, processing, or trans-
22 porting thereof, or while stored on the premises of the
23 manufacturer, processor, or transporter) ; or”.

24 (c) Section 201 (c) of that Act is amended to read as
25 follows:

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1 “(c) The term ‘enemy’ means any nation, any subject
2 of a foreign nation, or any other person serving a foreign
3 nation (1) engaged in a war against the United States or
4 any of its allies, (2) engaged in armed conflict, whether
5 or not war has been declared, against the United States or
6 any of its allies, or (3) engaged in a war or armed conflict
7 between military forces of any origin in any country in which
8 a person covered by this Act is serving.”

9 (d) Section 201 (d) of that Act is amended to read as
10 follows:

11 “(d) The term ‘allies’ means any nation with which
12 the United States is engaged in a common military effort
13 or with which the United States has entered into a common
14 defensive military alliance.”

15 (e) Section 201 (e) of that Act is amended to read as
16 follows:

17 “(e) The term ‘war activities’ includes activities directly
18 relating to military operations.”

19 (f) Section 201 (f) of that Act is repealed.

20 SEC. 104. Title II of the Act of December 2, 1942
21 (ch. 668, 56 Stat. 1033), as amended, is further amended
22 by adding the following new section at the end thereof:

23 “SEC. 208. Titles I and II of this Act may be cited as
24 the ‘War Hazards Compensation Act’.”

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1 TITLE II—AMENDMENTS TO THE DEFENSE
2 BASE ACT

3 SEC. 201. (a) Section 1 (a) of the Act of August 16,
4 1941 (ch. 357, 55 Stat. 622), as amended, is amended by
5 inserting the following new clause between clause (4) and
6 the last five lines:

7 “(5) by the American National Red Cross outside
8 the continental United States or in Alaska or the Canal
9 Zone;”.

10 (b) Section 1 (b) of that Act is amended to read as
11 follows:

12 “(b) As used in this section—

13 “(1) The term ‘public work’ means any fixed improve-
14 ment or any project, whether or not fixed, involving con-
15 struction, alteration, removal or repair for the public use of
16 the United States or its allies, including but not limited to
17 projects or operations under service contracts and projects
18 in connection with the national defense or with war activi-
19 ties, dredging, harbor improvements, dams, roadways, and
20 housing, as well as preparatory and ancillary work in con-
21 nection therewith at the site or on the project;

22 “(2) The term ‘allies’ means any nation with which
23 the United States is engaged in a common military effort
24 or with which the United States has entered into a common
25 defensive military alliance;

1 “(3) The term ‘war activities’ includes activities directly
2 relating to military operations.”

3 (c) Section 1 (e) of that Act is amended by striking
4 the last sentence and by substituting the following two
5 sentences: “Upon the recommendation of the head of any
6 department or other agency of the United States, the Secre-
7 tary of Labor, in the exercise of his discretion, may waive the
8 application of this section with respect to any contract,
9 subcontract, or subordinate contract, work location under
10 such contracts, or classification of employees. Upon recom-
11 mendation of the head of the American National Red Cross,
12 the Secretary of Labor may waive the application of this
13 section to any employee or class of employees of the Ameri-
14 can National Red Cross, or to any place of employment of
15 such an employee or class of employees.”

16 SEC. 202. The Act of August 16, 1941 (ch. 357, 55
17 Stat. 622), as amended, is amended by adding the follow-
18 ing new section:

19 “SEC. 5. This Act may be cited as the ‘Defense Base
20 Act’.”

21 TITLE III—MISCELLANEOUS

22 SEC. 301. Sections 2, 3, and 4 of the Act of June 30,
23 1953 (67 Stat. 134), are repealed and section 101 (c)
24 of the Act of December 2, 1942 (ch. 668, 56 Stat. 1030).
25 is reenacted.

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